

### REMARKS

Claims 2 - 30 are cancelled, without prejudice. Claims 31 – 61 have been added. The Specification has been amended. Claims 1 and 31 - 61 are under examination.

### DRAWINGS

The drawings are objected to for an informality. Reference numeral 85, appearing in FIG. 8, did not appear in the Specification. Applicants have amended the Specification at page 11, line 23 to conform the description in the Specification with the reference numeral in the drawings.

### SPECIFICATION

The Specification has been amended to correct informalities. No new matter has been added.

### CLAIM OBJECTIONS

Claims 3-6, 8-9, 13-16, 18-19, 23-26, and 28-29 are objected to because of various informalities. The objection is moot in view of the claim cancellations.

### CLAIM REJECTIONS - 35 USC § 112

Claims 2, 7-10, 12, 17-20, 22, and 27-30 are rejected under 35 U.S.C. 112, second paragraph. The rejection is moot in view of the claim cancellations.

CLAIM REJECTIONS - 35 USC § 102

Claims 1 – 30 are rejected under 35 U.S.C. 102(b) as being anticipated by Boswell (Inside Windows 2000 Server [NPL]). The rejection to Claims 2 – 30 is moot in view of the claim cancellations. The rejection to Claim 1 is traversed for the following reasons.

Claim 1 recites, in part:

creating an install file for overseeing installing and uninstalling the software application on a computer system other than the first computer system;  
copying the install file from the first computer system to the persistent memory device;  
under direction of the install file, transmitting a portion of the data relating to the target computer from the persistent memory device to the target computer.

Boswell fails to teach or suggest the above limitations. Boswell is concerned with configuring and managing user profiles in a Windows 2000 environment. Boswell discusses a “user profile” structure, which describes as a set of folders and files that allow a user to have a personalized desktop environment. The rejection refers to page 1091 -1092 of Boswell, which lists elements that are included in a user profile. The elements on page 1091 – 1092 do not include an install file for overseeing installing and uninstalling the software application on a computer system other than the first computer system.

The rejection appears to acknowledge this deficiency in Boswell in the rejection of Claim 2. That is, the rejection acknowledges that Boswell does not expressly teach software on the persistent memory device to facilitate down-loading from the persistent memory device to a target computer. The rejection argues that one of ordinary skill in the art would inherently recognize that software is necessary for downloading a user profile to a workstation. For a reference to inherently anticipate an invention, the reference must necessarily include that which is not explicitly described in the

reference. Applicants assert that it is possible for installation software to be resident on the device to which the software is to be loaded without any installation software on the device from which the software is loaded. Therefore, the Boswell reference does not necessarily include installation software on the device from which the software is loaded.

For all of the foregoing reasons, Claim 1 is allowable.

### NEW CLAIMS

Claims 31- 61 have been added. No new matter has been added as a result.

For reasons discussed in the response to Claim 1, the following limitations in Claim 31 render Claim 31 allowable:

creating an install file for overseeing installing and uninstalling the software application on a computer system other than the first computer system;  
copying the install file from the first computer system to the persistent memory device;  
under direction of the install file, copying at least a portion of the information associated with the software application from the persistent memory device to a second computer system.

Claim 31 further recites:

executing the one or more executable files associated with the software application on the second computer system directly from the persistent memory device.

Boswell fails to teach the above limitations.

Independent Claims 39, 47, and 55 comprise similar limitations to those discussed with respect to Claim 31. Therefore, Claims 39, 47, and 55 are allowable. The remaining claims not yet

discussed depend from one of Claims 31 39, 47, or 55. Therefore, the remaining claims are allowable.

### CONCLUSION

The Applicant believes that all issues raised in the Office Action have been addressed and that allowance of the pending claims is appropriate.

The Examiner is respectfully requested to contact the undersigned by telephone if it is believed that such contact would further the examination of the present application.

For the reasons set forth above, it is respectfully submitted that all of the pending claims are now in condition for allowance. Therefore, the issuance of a formal Notice of Allowance is believed next in order, and that action is most earnestly solicited.

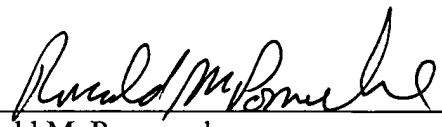
To the extent necessary to make this reply timely filed, the Applicant petitions for an extension of time under 37 C.F.R. § 1.136.

If any applicable fee is missing or insufficient, throughout the pendency of this application, the Commissioner is hereby authorized to any applicable fees and to credit any overpayments to our Deposit Account No. 50-1302.

Respectfully submitted,

HICKMAN PALERMO TRUONG & BECKER LLP

Dated: March 20, 2006

  
\_\_\_\_\_  
Ronald M. Pomerence  
Reg. No. 43,009

2055 Gateway Place, Suite 550  
San Jose, California 95110-1089  
Telephone No.: (408) 414-1080  
Facsimile No.: (408) 414-1076

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

on March 20, 2006 by Trudy Bagdon